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Gp 1/645

Patent

Patent 266/156

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:	) Group Art Unit: 1645
HEWITT, Charles W	) Examiner: not yet assigned
Serial No.: 09/903,381	) ) ==================================
Filed: July 11, 2001	RECEIVED
For: CONTROL SAMPLES FOR USE AS STANDARDS FOR EVALUATING APOPTOSIS IN A SELECTED TISSUE	TECH CENTER 1600/2900

#### INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents Washington, D.C. 20231

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Sir:

In accordance with 37 CFR §§ 1.97 and 1.98, the items identified in this Information

Disclosure Statement ("IDS") are brought to the attention of the Office. The items are listed on the attached form PTO-1449 and copies are enclosed for the convenience of the Examiner.

The items identified in this IDS may or may not be "material" pursuant to 37 CFR § 1.56. The submission thereof by Applicant is not to be construed as an admission that any such patent, publication or other information referred to therein is material or considered to be material (37 CFR § 1.97(h)), or even qualifies as "prior art" under 35 USC § 102 with respect to this invention unless specifically designated by Applicant as such.

LA-230855.1	CERTIFICATE OF MAILING
	(37 C.F.R. §1.8a)
I hereby certify that this paper (along with any referredate shown below with sufficient postage as First Cla	ed to as being attached or enclosed) is being deposited with the United States Postal Service on the ass Mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.
	Miyabi Grace
	Name of Person Mailing Paper
April 2, 2002	Signatura & Ranger O.
Date of Deposit	Signature of Person Mailing Paper0



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## FORMATION DISCLOSURE STATEMENT FILING PROVISION:

This IDS is believed to be timely in that it is being submitted under 37 CFR § 1.97(b), that is (1) within three months of the filing date of the application, which is not a continued prosecution application filed under § 1.53(d); or (2) within three months of entry of the national stage as set forth in 37 CFR § 1.491; or (3) before the mailing of a first Office action on the merits; or (4) before the mailing of a first Office action after filing a request for continued examination under § 1.114. Thus, no fee is required.

However, if the undersigned is in error in this regard, Applicant respectfully requests that the Office consider this IDS as filed under 37 CFR § 1.97(c), if applicable, and charge the fee due under 37 CFR §1.17(p) to the deposit account referenced below.

# PAYMENT AND/OR AUTHORIZATION TO CHARGE FEES:

The Commissioner is authorized to charge any fees required by the filing of these papers, and to credit any overpayment to Lyon & Lyon's Deposit Account No. 12-2475.

Respectfully submitted, LYON & LYON LLP

Dated: 4/3

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By:

Michael J. Wise Reg. No. 34,047

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